

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 04-11740-GAO

MARK MULDOWNNEY,  
Plaintiff,

v.

RICK SMITH,  
Defendant.

**ORDER**

January 11, 2004

O'TOOLE, D.J.

Having received no response from the plaintiff to the Court's November 12, 2004 Order and Memorandum within the time period prescribed, it is hereby ORDERED that the amended complaint is dismissed with prejudice pursuant to 28 U.S.C. § 1915(e)(2).

January 11, 2005  
DATE

Lynda J. Mead  
DISTRICT JUDGE